

STATE OF HAWAI'I FAMILY COURT FIRST CIRCUIT	MOTION AND AFFIDAVIT FOR POST-DECREE RELIEF	CASE NUMBER FC-D NO.
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 45%;"> <hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> <p style="text-align: center;">PLAINTIFF</p> <p style="text-align: center; margin-top: 40px;">vs.</p> <hr style="border: 0; border-top: 1px solid black; margin-top: 10px;"/> <p style="text-align: center;">DEFENDANT</p> </div> <div style="width: 50%; padding-left: 20px;"> <p>Name, address, and telephone number of <input type="checkbox"/> Movant <input type="checkbox"/> Attorney for Movant:</p> <p>Attached hereto:</p> <div style="margin-left: 20px;"> <input type="checkbox"/> Income and Expense Statement <input type="checkbox"/> Asset and Debt Statement <input type="checkbox"/> Child Support Guidelines Worksheet <input type="checkbox"/> Custody/Visitation Statement <input type="checkbox"/> Continuation Sheet <input type="checkbox"/> Request for Conference or Short Trial <input type="checkbox"/> _____ <input type="checkbox"/> Scheduling Order for Post-Decree Relief </div> </div> </div>		<p>Name, address, and telephone number of <input type="checkbox"/> Movant <input type="checkbox"/> Attorney for Movant:</p> <p>Attached hereto:</p> <div style="margin-left: 20px;"> <input type="checkbox"/> Income and Expense Statement <input type="checkbox"/> Asset and Debt Statement <input type="checkbox"/> Child Support Guidelines Worksheet <input type="checkbox"/> Custody/Visitation Statement <input type="checkbox"/> Continuation Sheet <input type="checkbox"/> Request for Conference or Short Trial <input type="checkbox"/> _____ <input type="checkbox"/> Scheduling Order for Post-Decree Relief </div>
<p>I am the <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant in this case. I am referred to as the Movant in this motion. My former spouse is referred to as the Respondent in this motion. Pursuant to Hawai'i Family Court Rule 7 I seek the following relief:</p> <p>A. MODIFICATION</p> <p><input type="checkbox"/> 1. Legal custody, physical custody and/or visitation should be changed as follows: _____</p> <p>_____</p> <p>_____</p> <p>A change in custody and/or visitation as requested is appropriate because the circumstances of the subject child/ren have changed since the last custody order as follows: _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p><input type="checkbox"/> 2. Alimony should be modified as follows: _____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>A change in alimony as requested is appropriate because the circumstances of the parties have changed materially since the last alimony order as follows:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>		

A. MODIFICATION (Continued)

- [] 3. Child support should be modified as follows: _____

A change in child support as requested is appropriate because the circumstances of the parties and/or the subject child/ren have changed materially since the last child support order as follows: _____

- [] 4. Other modification of the prior orders herein is sought as follows: _____

The reason for such other modification is as follows: _____

Note If modification of custody and/or visitation is requested, the attached Custody/Visitation Statement must be completed. If modification of custody, alimony or child support is requested the Movant's Income and Expense and Asset and Debt Statements must be attached.

B. ENFORCEMENT

- [] 1. The Respondent has failed to pay child support as required by the order(s) and/or decree filed _____. The arrearages to date total \$_____.

- [] 2. The Respondent has failed to pay alimony as required by the order(s) and/or decree filed _____. The arrearages to date total \$_____.

- [] 3. The Respondent has failed to make other payments as required by the order(s) and/or decree filed _____ as follows: _____

- [] 4. The Respondent has otherwise not complied with the order(s) and/or decree filed _____ as follows: _____

5. The enforcement relief I seek is as follows:

- [] a. A determination of support arrearages.
[] b. The entry of a judgment against the Respondent for arrearages and interest thereon at the statutory rate accruing as of the due date of each past due payment.
[] c. An order requiring the Respondent to submit to an examination of judgment debtor under oath.
[] d. An order requiring those third parties who have knowledge about the Respondent's finances to submit to an examination under oath.
[] e. An order sequestering, garnishing, attaching, executing on, and/or creating security in, specific property of the Respondent.
[] f. An order assigning and garnishing the Respondent's income.
[] g. An order referring the question of criminal contempt to the appropriate agency.
[] h. An order finding the Respondent to be in civil contempt.
[] i. Other: _____

C. OTHER RELIEF SOUGHT

- [] 1. An order directing the Respondent to reimburse me for all of the legal expenses I have incurred.
- [] 2. An order requiring mediation on the issues raised in this motion.
- [] 3. An order for a social study on the custody and/or visitation issues raised in this motion.
- [] 4. Other: _____
- _____
- _____

I hereby declare under penalty of perjury that the information in this motion and all of the attachments to it is true, correct and complete to the best of my knowledge and belief.

Movant's Signature

Subscribed and sworn to before me
this ____ day of _____, 19__.

Notary Public, State of Hawai'i
My commission expires: _____